

**TOWN OF POLK  
TOWN BOARD MEETING MINUTES  
MARCH 10, 2009**

**I. Call meeting to Order at 7:30 p.m.**

**A. Official Meeting Notice** - Chairman Heppe called the meeting to order at 7:30 p.m.. Chairman Heppe verified notice was sent to the West Bend News, Hartford Times Press, WBKV, WTKM, Milwaukee Journal Sentinel and posted on the website and at the Town Hall, Highway View School and Cedar Lake Hills bulletin boards.

**B. Roll Call** - Members present: Chairman W. Heppe, Supervisor H. Groth, Supervisor T. Merten, Treasurer S. Kissinger and Clerk C. Whelan. See lists of guests. (Page # ).

**C. Approval of the Town Board Minutes for February 10, 2009 and Special Town Board Meeting March 3, 2009 -**

Motion made by Supervisor H. Groth to approve the Town Board minutes for February 10, 2009, and Special Town Board Meeting of March 3, 2009, seconded by Supervisor T. Merten. Motion carried.

**D. Public Presentation (15 Minutes) - None**

**II. Unfinished Business -Discussion/Possible Action on the Following**

**III. New Business - Discussion/Possible Action on the Following:**

**A. Operators' Licenses. See List - (See page # )**

Motion was made by Supervisor T. Merten and seconded by Supervisor H. Groth to approve the operator license for Abigail E. Zenisek and Cynthia Zielinski upon completion of schooling. Motion carried.

**B. Resolution Correcting Street Name - Lakeview - (See page # )**

Motion made by Supervisor H. Groth to approve Resolution No. 09-01 correcting a street name to the proper name shown on our street map to Lakeview Circle. Motion was seconded by Supervisor T. Merten. Motion carried.

**C. Conditional Use Application to construct a Telecommunications Tower with a related Equipment Cabinet to be located at 4627 CTH P, West Bend. Owners of property Ralph & Bonnie Hensel, 629 Highland View Drive, West Bend, Applicant Jim Weinmann from US Cellular, 2310 Mall St., New London. Tax Key T9-0007-B, 28.80 Acres, Section 1, Zoned M-1 Manufacturing -**

Motion was made by Supervisor H. Groth to approve the construction of a Telecommunications Tower with a related Equipment Cabinet at 4627 CTH P, West Bend. Contingent upon the recommendations of the Plan Commission that the Conditional Use application for US Cellular

be approved with the conditions previously set forth in the Conditional Use Permit approved for the Fair Park and that 1) the previous Conditional Use Permit be surrendered 2) tower be at least 127 ft. from structures and property lines 3) Flight for Life approval in writing be obtained. 4) John Frey, Building Inspector, check over all papers turned in tonight. Motion was seconded by Supervisor T. Merten. Motion carried

**D. Final CSM for one 5-acre lot out of a 24.94 acre parcel for George F. Garbade Trust, 4240 Sherman Rd., Slinger. Zoned A-1 Agriculture. Tax Key T9-0691-00Z. Section 21 -**

Motion was made by Supervisor T. Merten to approve the final Certified Survey Map for one 5-acre lot for George F. Garbade Trust, upon the recommendation of the Plan Commission. Motion was seconded by Supervisor H. Groth. Motion carried.

**E. Business Use application for Daniel Pliss, 1425 W. Wisconsin Ave., Elm Grove, to operate a drive-thru / sit in a coffee shop to be located at 4350 Hwy. 60, Slinger, on property owned by Luay Ahmad, 4160 LLC, 4350 Hwy. 60, Slinger. Tax Key T9-0603-00A. Section 16. Zoned B-1 Business -**

Motion was made by Supervisor T. Merten to approve the recommendation of the Plan Commission contingent upon 1) driveway marked with painted traffic directional arrows 2) parking stalls are no less than 180 sq. ft. painted on pavement in front of building 3) one parking stall per 150 sq. ft. of floor area. Motion was seconded by Supervisor H. Groth. Motion carried.

**F. Review of Business operations for Bechtel Landscaping, 4455 Hwy 144, Slinger -**

Motion was made by Supervisor T. Merten to approve the recommendation of the Plan Commission that Mr. Barrett take the issue to the Wisconsin Dept. of Natural Resources or to Civil Court if he wishes to pursue, seconded by Supervisor H. Groth. Motion carried.

**G. Land Division Planning Map for one 5-acre lot out of a 23.6 acre parcel for Peter and Jeri Gerner, 4239 Old Homestead Dr., West Bend. Zoned A-1 Agriculture. Tax Key T9-0072-00B Section 4 -**

Motion was made by Supervisor T. Merten to turn down the proposed land division planning map for one 5-acre lot upon the recommendation of the Plan Commission. Motion was seconded by Supervisor H. Groth. Motion carried.

**H. Petition for Ordinance change to Title X of the Municipal Code of the Town of Polk Zoning Ordinance Section 13.02 to change definition of Livestock Unit to exclude small numbers of poultry and rabbits when determining how many animals may be kept on a property -**

Motion was made by Supervisor H. Groth upon the recommendation of the Plan Commission to

table the petition for an ordinance change to Title X until it is rewritten to address concerns brought up by the Plan Commission. Motion was seconded by Supervisor T. Merten. Motion carried.

**I. Petition for Ordinance change to Title X of the Municipal Code of the Town of Polk Zoning Ordinance Section 4.00 to include outdoor boilers, furnaces or stoves as a conditional use -**

Motion was made by Supervisor H. Groth to accept the petition for a public hearing for an ordinance change to Title X of the Municipal Code of the Town of Polk Zoning Ordinance Section 4.00 to include outdoor the boilers, furnaces or stoves as a conditional use, recommended by the Plan Commission. Motion was seconded by Supervisor T. Merten. Motion carried.

**J. Ordinance 9-02 Amending the Zoning Map after Rezoning had been approved on May 13, 2008 at the Town Board Meeting -**

Motion was made by Supervisor T. Merten to approve Ordinance 9-02 amending the Zoning Map for a portion of Tax Key #T9-0726-00Z, 5.527 acre parcel, seconded by Supervisor H. Groth. Motion carried.

**K. Town of Polk Multi-Jurisdictional Comprehensive Plan -**

Chairman W. Heppe advise there is nothing for the Town Board to act upon at this time.

**L. State of Wisconsin Contract for Salt Bids for 2009 -**

Motion was made by Supervisor H. Groth to enter into the State of Wisconsin agreement to bid for salt for 2009-2010 in the amount of 1200 tons. The Town of Polk will abide by the Special Terms and Condition of the contract between Wisconsin Dept. of Transportation and the Vendor. Motion was seconded by Supervisor T. Merten. Motion carried.

**M. Appointments for Board of Review -**

Chairman W. Heppe moved the appointments for Board of Review to the April 2009 meeting.

**N. Virchow Krause 2008 Audit -**

Motion was made by Supervisor T. Merten to approve the 2008 audit prepared by Virchow Krause, seconded by Supervisor H. Groth. Motion carried.

**V. Financial**

**A. Treasurer's Report dated March 10, 2009 -**

Motion was made by Supervisor H. Groth to approve the Treasurer's Report for March 10, 2009. Motion was seconded by Supervisor T. Merten. Motion carried.

**B. Review of Revenues & Expenditures -**

Motion made by T. Merten and seconded by Supervisor H. Groth to approve the revenues and expenditures through March 10, 2009. Motion carried.

**C. Approval of Checks and Payroll -**

Motion made by Supervisor H. Groth, seconded by Supervisor T. Merten to approve the payables and payroll through March 10, 2009. Motion carried.

**VI. Other Business**

**A. Correspondence to be Review - Fax from Rob Schmidt Washington Co. Emergency Management dated 2/19/09 and fax from Lisa Meinholz regarding Salt Contracts dated 2/17/09 -** The Town Board reviewed the correspondence.

**1. Fire Department Report - Jackson Fire Report - January 2009 -** The Town Board reviewed the Jackson Fire Report for January 2009.

**2. Slinger Fire Department Report for 2008 -** The Town Board reviewed Slinger Fire Department's yearly report.

**B. Road Matters - Discussion & Possible Action on Road Matters -** None

**VII. Adjournment -**

Motion was made by Supervisor H. Groth, seconded by Supervisor T. Merten to adjourn at 7:50 p.m., Motion carried.

Respectfully Submitted,

Catherine Whelan  
Town Clerk